

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 3:22-cr-00282
)	
GLEN CASADA and)	
CADE COTHREN.)	
)	
Defendants.)	

AGREED SCHEDULING ORDER

The Court has been advised that the parties have agreed as follows:

This case will proceed to trial on **October 3, 2023**. The parties expect the trial to last up two to three weeks.

Deadlines

Regarding pretrial motions, other deadlines, and status conferences, the parties agree to the following schedule:

Discovery-Related Motions

July 17, 2023	Deadline for motions regarding discovery issues
July 31, 2023	Deadline for responses in opposition to discovery-related motions
August 7, 2023	Deadline for any replies related to discovery-related motions

Expert Disclosures

- July 31, 2023** Deadline for the parties to disclose expert witnesses.
- August 14, 2023** Deadline for the parties to notify the other party that they may call a rebuttal expert witness.

Deadline for Resolution via Fed.R.Crim.Proc. 11(c)(1)(C)

- July 10, 2023** Deadline to reach a resolution via Fed.R.Crim.Proc. 11(c)(1)(C)
- August 3, 2023** Deadline for entry of an open plea. If the defendant has not filed a motion to change plea by that date, the United States will oppose any attempt by the defendant to seek the benefit of the U.S.S.G § 3E1.1(b) third point offense level reduction for acceptance of responsibility, to the extent it could apply.

Pretrial Motions

- July 25, 2023** Deadline for pretrial motions
- August 15, 2023** Deadline for responses to motions
- August 22, 2023** Deadline for replies to motions

Rule 12.1 and 12.2 Notices

- July 3, 2023** Deadline to file Rule 12.1 or 12.2 Notice

Exhibit Review

- Sept. 19, 2023** Exhibit Review¹

¹ The parties will make a good faith effort to have a final set of exhibits by this date. The parties reserve the right to request the introduction into evidence of trial exhibits not made available at the exhibit review, if necessary, because of such situations where the party elects to introduce an exhibit at trial that has been previously provided to the opposing party in discovery but which the party did not contemplate using as an exhibit at trial at the time of the exhibit review, or where the party learns of additional evidence after the exhibit review and intends to introduce that evidence at trial. Each party also reserves its right to object to the introduction of such evidence as appropriate, including (for example) on the grounds that such evidence is unduly prejudicial or should have been produced earlier or is otherwise excludable. The parties will make all reasonable efforts to alert the opposing side of any such development at the earliest possible time.

Sept. 21, 2023 Deadline for joint certification that exhibit review has been completed and statement of any related issues

Motions in Limine and Rule 702 Motions

August 22, 2023 Motions in Limine and Rule 702 Motions shall be filed

Sept. 12, 2023 Responses to motions in limine shall be filed

Sept. 19, 2023 Any replies to motions in limine shall be filed

Government's Notices Pursuant to Rules 404(b) and 609

August 8, 2023 Government shall file notice of intent to offer evidence under Federal Rules of Evidence 404(b) and 609²

Federal Rule of Evidence 404 motions to exclude shall be filed by **August 22, 2023**. Responses shall be filed by **September 12, 2023**. Any reply shall be filed by **September 19, 2023**.

Jencks Material Disclosure

Sept. 19, 2023 Government shall disclose all remaining Jencks material to defendants

Witness/Exhibit Disclosure

Sept. 26, 2023 Government and the defense shall disclose its witness and exhibit lists³

Jury Instructions, Verdict Form, Trial Briefs and other matters

Sept. 19, 2023 Proposed jury instructions, verdict form, trial briefs

Pretrial Conference

² If the Government learns of additional information after August 8, they make seek leave to supplement the notice.

³ The defense will make a good faith effort to disclose all witnesses the defendant intends to call in its case-in-chief. But the defense reserves the right to call other witnesses depending upon the government's proof presented during the trial. The government likewise reserves its right to add to its witness list depending upon the proof presented in the defendant's case-in-chief.

September 22, 2023

Pretrial Conference at 9:00 a.m.

The Court, having considered the agreement, hereby adopts the same.

IT IS SO ORDERED.


ELI RICHARDSON
UNITED STATES DISTRICT JUDGE